

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GREGORY S. ROBERTS

v.

**NANCY A. BERRYHILL, Acting
Commissioner, Social Security
Administration**

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CIVIL ACTION

NO. 16-5531

ORDER

NOW, this 25th day of April, 2018, upon consideration of the Defendant's Motion to Dismiss Plaintiff's Complaint (Document No. 13), the plaintiff's response, and after a hearing, it is **ORDERED** that the motion is **DENIED**.

IT IS FURTHER ORDERED as follows:

1. The parties shall participate in a settlement conference to be scheduled by Magistrate Judge Jacob P. Hart;
2. No later than **May 11, 2018**, the parties shall serve upon each other a copy of each exhibit the party expects to offer at trial; and,
3. Trial is scheduled for **Wednesday, May 16, 2018, at 11:00 a.m., in Courtroom 9A.**

/s/ Timothy J. Savage

TIMOTHY J. SAVAGE, J.